

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Francis X. Smith Art Unit: 1614
Serial No.: 10/544,151 Examiner: Zohreh A. Fay
Filing Date: August 1, 2005
Title: **OPHTHALMIC AND CONTACT LENS SOLUTIONS CONTAINING
SIMPLE SACCHARIDES AS PRESERVATIVE ENHANCERS**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. § 1.97, Applicants and their legal representatives hereby make of record the references on attached Form PTO-1449 which are known by them and considered warranting disclosure under 37 C.F.R. § 1.56. The best available copies of all the foreign references cited are submitted herewith.

This statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be construed *per se* as a representation that such publication is prior art. Moreover, Applicants understand that the Examiner will make an independent evaluation of the cited publications.


The Commissioner is hereby authorized to charge a \$180.00 Filing fee, for a small entity to our Deposit Account No. **50-3010**. However, the Commissioner is authorized to charge any deficiencies or credit any excess payments to our Deposit Account No. 50-3010.

If there are any questions, please call the undersigned at the telephone number indicated below.

Respectfully submitted,

HISCOCK & BARCLAY, LLP

05/24/07
Date


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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 7

Complete If Known

Application Number	10/544,151
Filing Date	August 1, 2005
First Named Inventor	Francis X. Smith
Art Unit	1614
Examiner Name	Zohreh A. Fay
Attorney Docket Number	3009108 US01

U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
	1	US-	1,432,345	10-17-1922	W. W. Lasker	
	2	US-	2,976,576	03-28-1961	O. Wichterle et al.	
	3	US-	3,426,576	02-18-1969	Dickinson et al.	
	4	US-	3,429,576	02-25-1969	Yoshiaki Ikeda	
	5	US-	3,503,393	03-31-1970	R. E. Manley	
	6	US-	3,691,329	07-06-1971	Chromeczek et al.	
	7	US-	3,689,673	08-05-1972	Phares, Jr.	
	8	US-	3,755,561	08-26-1973	Rankin	
	9	US-	3,873,698	03-25-1975	Randen et al.	
	10	US-	3,876,768	04-08-1975	Blank	
	11	US-	3,888,782	06-10-1975	Boghossian et al.	
	12	US-	3,910,296	10-07-1975	Karageozian et al.	
	13	US-	3,911,107	10-07-1975	Kreznoski	
	14	US-	3,912,450	10-14-1975	Boucher	
	15	US-	3,943,251	03-09-1976	Medow et al.	
	16	US-	4,022,834	05-10-1977	Gundersen	
	17	US-	4,020,817	06-14-1977	Blanco et al.	
	18	US-	4,046,706	09-06-1977	Kreznoski	
	19	US-	4,136,173	01-23-1979	Framode et al.	
	20	US-	4,136,175	01-23-1979	Rideout et al.	

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Examiner Initials *	Cite No. ¹	Foreign Patent Document		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³	Number ⁴ - Kind Code ⁵ (if known)				
	21	GB	1,396,058	03-15-1973	Farmaceutisk		
	22	JP	58010517 A	01-21-1983	Santen Pharmaceutical		
	23	WO	91/01763	02-21-1991	Schering Corp.		
	24	WO	92/04905	04-02-1992	Abraham et al.		
	25	WO	92/11876	07-23-1992	Schering Corp.		
	26	WO	92/21049	11-26-1992	Allergan, Inc.		
	27	WO	94/00180	01-06-1994	Allergan, Inc.		
	28	WO	95/00176	01-05-1995	Allergan, Inc.		
	29	WO	96/06603	03-07-1996	Alcon Laboratories		

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Sheet 2 of 7

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Examiner Name	Zohreh A. Fay
Attorney Docket Number	3009108 US01

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		Number	Kind Code ² (if known)			
	30	US-	4,136,534	01-30-1979	Villa	
	31	US-	4,209,817	06-24-1980	McGinnis	
	32	US-	4,354,952	10-19-1982	Reidhammer et al.	
	33	US-	4,361,458	11-30-1982	Grayek et al.	
	34	US-	4,361,548	11-30-1982	Smith et al.	
	35	US-	4,361,549	11-30-1982	Kung et al.	
	36	US-	4,394,381	07-19-1983	Sherill	
	37	US-	4,439,417	03-27-1985	Matsunaga et al.	
	38	US-	4,525,346	06-25-1985	Stark	
	39	US-	4,599,360	07-08-1986	Fukami et al.	
	40	US-	4,748,189	05-31-1988	Su et al.	
	41	US-	4,758,595	07-19-1988	Ogunbiyi et al.	
	42	US-	4,783,486	11-08-1988	Ogunbiyi et al.	
	43	US-	4,820,352	04-11-1989	Reidhammer et al.	
	44	US-	4,826,879	05-02-1989	Yamamoto et al.	
	45	US-	Re. 32,672	05-24-1986	Huth et al.	
	46	US-	4,836,966	06-06-1989	Ogunbiyi et al.	
	47	US-	4,863,900	09-05-1989	Follock et al.	
	48	US-	4,891,423	01-02-1990	Stoelck	
	49	US-	4,804,454	01-16-1990	Paradies	

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		Country Code ⁴	Number ⁴ Kind Code ⁵ (if known)				
	50	WO	97/34834	09-25-1997	Bio Lab, Inc.		
	51	WO	97/41215	11-06-1997	Novo Nordisk A/S		
	52	EP	0 812 562 A1	12-17-1997	Kikkoman Corp		
	53	JP	10-106899	04-28-1998	Tomey Technol Corp		T
	54	RU	2127100	03-10-1999	Borzenko et al.		T
	55	WO	99/23867	05-20-1999	Novo Nordisk A/S		
	56	WO	99/37295	07-29-1999	Devilaz et al.		
	57	JP	2000/16965 A	01-18-2000	Mitsubishi Gas		
	58	WO	00/07634	02-17-2000	NDT, Inc.		

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Sheet	3	of	7
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Application Number	10/544,151
Filing Date	August 1, 2005
First Named Inventor	Francis X. Smith
Art Unit	1614
Examiner Name	Zohreh A. Fay
Attorney Docket Number	3009108 US01

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		Number - Kind Code ² (if known)			
	59	US- 4,988,710	01-29-1991	Olney	
	60	US- 4,997,626	03-06-1991	Dziabo et al.	
	61	US- 5,030,721	07-09-1991	Kasai et al.	
	62	US- 5,078,908	01-07-1992	Ripley et al.	
	63	US- 5,089,261	02-18-1992	Nitecki et al.	
	64	US- 5,122,354	06-16-1992	Tsuji et al.	
	65	US- 5,174,872	12-29-1992	Scott	
	66	US- 5,175,161	12-29-1992	Yokoyama et al.	
	67	US- 5,182,258	01-26-1993	Chioia	
	68	US- 5,192,535	03-09-1993	Davis et al.	
	69	US- 5,279,673	01-18-1994	Dziabo et al.	
	70	US- 5,300,296	04-05-1994	Holly et al.	
	71	US- 5,306,440	04-26-1994	Ripley et al.	
	72	US- 5,361,287	11-01-1994	Williamson	
	73	US- 5,380,303	01-10-1995	Holly et al.	
	74	US- 5,438,572	08-08-1995	Pankow	
	75	US- 5,448,668	09-12-1995	Unhoch et al.	
	76	US- 5,494,937	02-27-1996	Asgharian et al.	
	77	US- 5,547,950	08-20-1996	Hali et al.	
	78	US- 5,581,773	01-07-1997	Grunberger et al.	

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Sheet	4
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		Number Kind Code ² (if known)			
	81	US-5,607,681	03-04-1997	Galley et al.	
	82	US-5,624,958	04-29-1997	Isaacs et al.	
	83	US-5,560,862	06-26-1997	Park et al.	
	84	US-5,661,130	08-26-1997	Meezan et al.	
	85	US-5,674,450	10-07-1997	Lin et al.	
	86	US-5,691,379	11-25-1997	Ulrich et al.	
	87	US-5,715,895	02-17-1998	Asghanan et al.	
	88	US-5,719,110	02-17-1998	Cook	
	89	US-5,741,617	04-21-1998	Chowhan et al.	
	90	US-5,770,582	06-23-1998	von Borstel et al.	
	91	US-5,780,450	07-14-1998	Shade	
	92	US-5,807,585	09-15-1998	Martin et al.	
	93	US-5,811,446	09-22-1998	Thomas	
	94	US-5,854,303	12-29-1998	Powell et al.	
	95	US-5,869,468	02-09-1999	Freeman	
	96	US-5,888,950	03-30-1999	Podni et al.	
	97	US-5,891,733	04-06-1999	Inoue	
	98	US-5,925,317	07-20-1999	Rogalsky et al.	
	99	US-5,925,371	07-20-1999	Ishiwatari	
	100	US-5,942,218	08-24-1999	Kirschner et al.	

FOREIGN PATENT DOCUMENTS

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Examiner
Signature

Date _____

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(Use as many sheets as necessary)

Sheet	5	of	7
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Application Number	10/544 151
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Filing Date	August 1, 2005
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First Named Inventor	Francis X. Smith
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Art Unit	1614
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Examiner Name	Zohreh A. Faw
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		Number - Kind Code ² (if known)			
	101	US- 5,945,446	08-31-1999	Laub	
	102	US- 5,925,320	09-14-1999	Davidson et al.	
	103	US- 5,965,736	10-12-1999	Akhavan-Tafii	
	104	US- 5,968,904	10-19-1999	Julian et al.	
	105	US- 6,001,805	12-14-1999	Jaynes et al.	
	106	US- 6,008,195	12-28-1999	Selsted	
	107	US- 6,022,732	02-08-2000	Bakht et al.	
	108	US- 6,056,920	05-02-2000	Lepre	
	109	US- 6,117,869	09-12-2000	Picard et al.	
	110	US- 6,121,327	09-19-2000	Tsuzuki et al.	
	111	US- 6,126,706	10-03-2000	Matsumoto et al.	
	112	US- 6,130,646	10-31-2000	Asgharian et al.	
	113	US- 6,158,563	11-28-2000	Smith et al.	
	114	US- 6,153,586	11-28-2000	McCanna et al.	
	115	US- 6,162,393	12-19-2000	De Bruijn et al.	
	116	US- 6,191,110 B1	02-20-2001	Jaynes et al.	
	117	US- 6,309,596 B1	10-30-2001	Xia et al.	
	118	US- 6,309,658 B1	10-30-2001	Xia et al.	
	119	US- 6,432,893 B1	06-13-2002	Doi et al.	
	120	US- 6,617,291 B1	06-09-2003	Smith	

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Sheet

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U.S. PATENT DOCUMENTS

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Sheet

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of

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NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
	124	BALLWEBER et al., "In Vitro Microbicidal Activities of Cecropin Peptides D2A21 and D4E1 and Gel Formulations Containing 0.1 to 2% D2A21 against <i>Chlamydia trachomatis</i> ", Antimicrobial Agents and Chemotherapy, Jan. 2002, pp 34-41, Vol. 46, No. 1	
	125	CREIGHTON, THOMAS E., "Proteins Structures and Molecular Properties", W.H. Freeman & Co., New York, 1984, pp 179-182	
	126	DE LUCCA et al., "Fungicidal Properties, sterol binding, and proteolytic resistance of the synthetic peptide D4E1", Canadian Journal of Microbiology, June 1998, pp 614-620, Vol. 44, No. 6	
	127	KEAY, L., MOSER, P.W. and WILDO, B.S., "Proteases of the Genus <i>Bacillus</i> . II. Alkaline Proteases", Biotechnology & Bioengineering, March 1970, pp 213-249, Vol. XII	
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